

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of

HERMON-TAYLOR et al

Serial No. 09/091,538

Filed: September 16, 1998

Atty. Ref.: 117-260

Group: 1645

Examiner: Baskar, P.

For: NOVEL POLYNUCLEOTIDES AND  
POLYPEPTIDES IN PATHOGENIC  
MYCOBACTERIA AND THEIR USE AS  
DIAGNOSTICS, VACCINES AND TARGETS  
FOR CHEMOTHERAPY

\* \* \* \* \*

July 14, 2000

Assistant Commissioner for Patents  
Washington, DC 20231

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TO 7033084242 (EX TEL. NO.:  
7033084242

AMENDMENT

Sir:

Responsive to the Examiner telephonic interview of July 14, 2000, entry and  
consideration of the following amendments and remarks are requested.

IN THE CLAIMS:

Amend the claims as follows.

1. (Twice Amended) A polypeptide in isolated form which comprises a sequence  
selected from the sequences of SEQ ID NO: 6, 8, 10, 12, 14, 16, 18, 20, 22, 24, 26, 28 [and], 29[,  
or a polypeptide having] and sequences that have at least 70% amino acid homology [thereto] to  
any one of said sequences of SEQ ID NO: 6, 8, 10, 12, 14, 16, 18, 20, 22, 24, 26, 28 and 29,  
over 30 or more contiguous amino acids.

7/17/00  
OFFICIAL  
#16/C  
NM

**Nixon & Vanderhye PC.**

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***FACSIMILE COVER SHEET***  
**PLEASE DELIVER IMMEDIATELY!!!!**

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7/14/00  
mm

Our Ref.: 117-260  
Your Ref.: Application No. 09/091,538 Date: July 14, 2000

To: Examiner Baskar  
Firm: USPTO  
Facsimile No.: 7033084242 (EX TEL NO. 7033088886)  
From: B. J. Sadoff

Number of Pages (including cover sheet): 6  
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PLEASE CONTACT US IMMEDIATELY AT (703-816-4000).

bjs  
FACSIMILE OPERATOR

ATTACHMENT/S: Amendment, 2 cover sheets (with charge authorization)

Re: HERMON-TAYLOR et al  
Application No. 09/091,538  
Attny Dkt: 117-260  
Ex. Baskar  
AU 1645

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## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of

Atty Dkt. 117-260

HERMON-TAYLOR et al

C# M#

Serial No. 09/091,538

Group Art Unit: 1645

Filed: September 16, 1998

Examiner: Baskar, P.

Date: July 14, 2000

Title: NOVEL POLYNUCLEOTIDES AND POLYPEPTIDES IN  
PATHOGENIC MYCOBACTERIA AND THEIR USE AS  
DIAGNOSTICS, VACCINES AND TARGETS FOR CHEMOTHERAPY

Assistant Commissioner for Patents  
Washington, DC 20231

Sir:

RESPONSE/AMENDMENT/LETTER

This is a response/amendment/letter in the above-identified application and includes an attachment which is hereby incorporated by reference and the signature below serves as the signature to the attachment in the absence of any other signature thereon.

**Fees are attached as calculated below:**

Total effective claims after amendment 0 minus highest number  
previously paid for 20 (at least 20) = 0 x \$ 18.00 \$ 0.00

Independent claims after amendment 0 minus highest number  
previously paid for 3 (at least 3) = 0 x \$ 78.00 \$ 0.00

If proper multiple dependent claims now added for first time, add \$260.00 (ignore improper) \$ 0.00

Petition is hereby made to extend the current due date so as to cover the filing date of this  
paper and attachment(s) (\$110.00/1 month; \$380.00/2 months; \$870.00/3 months) \$ 0.00

Terminal disclaimer enclosed, add \$ 110.00 \$ 0.00

First submission after Final Rejection pursuant to 37 CFR 1.129(a) (\$690.00) \$ 0.00

Second submission after Final Rejection pursuant to 37 CFR 1.129(a) (\$690.00) \$ 0.00

☐ Please enter the previously unentered , filed

**Subtotal \$ 0.00**

If "small entity," then enter half (1/2) of subtotal and subtract -\$ 0.00

☐ Statement filed herewith

Rule 56 Information Disclosure Statement Filing Fee (\$240.00) \$ 0.00

Assignment Recording Fee (\$40.00) \$ 0.00

Other: 0.00

**TOTAL FEE ENCLOSED \$ 0.00**

The Commissioner is hereby authorized to charge any deficiency in the fee(s) filed, or asserted to be filed, or which should have been filed herewith (or with any paper hereafter filed in this application by this firm) to our Account No. 14-1140. A duplicate copy of this sheet is attached.

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NIXON & VANDERHYE P.C.  
By Atty: B.J. Sadoff, Reg. No. 36,663

Signature: 